

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

VIRNETX INC.

VS.

**CISCO SYSTEMS, INC.
APPLE INC.,
AASTRA USA, INC
AASTRA TECHNOLOGIES LTD.
NEC CORPORATION, AND
NEC CORPORATION OF AMERICA**

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CAUSE NO. 6:10-CV-417

UNOPPOSED MOTION TO AMEND THE DOCKET CONTROL ORDER

COME NOW Defendants NEC Corporation and NEC Corporation of America (“Defendants”), by and through their counsel of record and hereby request that the Court amend certain deadlines in its April 19, 2011 Docket Control Order [DKT. #111] and as amended in its April 27, 2012 Order [DKT #269]. Defendants respectfully request the Court amend the Docket Control Order as set forth below:

Event	Current Deadline	Proposed Deadline
Parties designate rebuttal expert witnesses (non-construction issues), Rebuttal expert witness reports due. Refer to Local Rules for required information.	July 3, 2012	July 17, 2012

Defendants do not seek these extensions for purposes of delay, but so that justice may be done. Defendants respectfully requests the Court grant the relief requested in this Motion. Plaintiff is unopposed to the relief sought in this motion.

Dated: June 29, 2012

Respectfully submitted,

By: /s/ Douglas R. McSwane, Jr.

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**New Attorneys for NEC Corporation, and
NEC Corporation of America**

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 29th day of June 2012. Any other counsel of record will be served by first class U.S. mail on this same date.

/s/ Douglas R. McSwane, Jr.
Douglas R. McSwane, Jr.

CERTIFICATE OF CONFERENCE

I certify that on June 28, 2012, counsel for Defendants conferred with counsel for Plaintiff and counsel for Plaintiff indicated that Plaintiff is not opposed to the relief requested herein.

/s/Douglas R. McSwane, Jr.
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